

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**ALOFT MEDIA, LLC,**

**Plaintiff,**

**V.**

**YAHOO!, INC., et al.**

**Defendants.**

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**CIVIL ACTION NO. 6:08-cv-255**

**ORDER**

Before the Court is both parties' Agreed Motion to Dismiss AT&T, Inc. Without Prejudice (Doc. No. 28). AT&T Inc. agreed that it will not raise any objection based on any applicable statute of limitations should Aloft later attempt to re-join AT&T Inc. into the above-titled litigation. Aloft agreed that AT&T Inc. does not waive any and all other defenses that might be asserted should Aloft later attempt to rejoin AT&T Inc.

Accordingly, the parties' motion is GRANTED, and IT IS HEREBY ORDERED that AT&T Inc. is hereby dismissed without prejudice according to the terms above. Costs to be born by the party incurring same.

**So ORDERED and SIGNED this 21st day of August, 2008.**

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

**LEONARD DAVIS  
UNITED STATES DISTRICT JUDGE**